

MS ISSUE FEE PATENT 4614-0107P

NO. 9289

### IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant(s): STEINAA, Lucilla et al.

Conf.: 5928

Appl. No.: 09/806,703

Group: 1644

Filed:

June 30, 2001

Examiner: DIBRINO, M

For:

NOVEL METHODS FOR THERAPEUTIC VACCINATION

## LETTER REQUESTING INITIALED PTO 1449 FORM(S)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 June 24, 2005

Sir:

In reviewing the above-captioned application file upon allowance, the undersigned has noted that PTO Form 1449, submitted on April 26, 2001, May 23, 2001 and May 11, 2005 were acknowledged by the Patent and Trademark Office. However, the references have not been initialed by the Examiner.

In the Office Action issued on January 2, 2004, the Examiner states that the references were listed on the PTO-1449 form were not submitted by the Applicants. Applicants enclose copies of the postcards submitted with the Information Disclosure Statements which indicates that the references were indeed received by the U.S. Patent Office. In addition, Applicants enclose a copy of the Image File Wrapper print out from the Patent Application Information Retrieval (PAIR) which shows that the documents were received and scanned into the system.

The Information Disclosure Statement submitted on May 11, 2005 was also received by the Patent Office on May 16, 2005, but Applicants have not received communication that the references submitted have been considered. The enclosed PAIR Image File Wrapper print out and print out of the first page of the IDS mentioned indicates

Application No.: 09/806,703

its receipt by the Patent Office. These references were submitted because they were first cited by the EPO less than 3 months prior to the filing of the IDS.

In addition, the Examiner stated that no PTO-1449 form was received for the IDS submitted on May 14, 2004 and that these references were also not submitted. Applicants enclose, however, a copy of the date-stamped postcard submitted with the IDS which clearly indicates that the PTO 1449 was included with the four references. The PTO did not alter the description of contents, indicating that all four references as well as the PTO 1449 form was indeed received. Consequently, the loss of these items was due to PTO error and not Applicant's error. As such, these references should be examined by the Examiner and Applicants respectfully request return of the initialed form prior to the deadline for payment of the issue fee on June 30, 2005.

The Patent and Trademark Office therefore is requested to initial and return the enclosed PTO-1449 forms to the undersigned as soon as possible.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

Respectfully submitted,

y Certify that this correspondence is being a transmitted to the

BIRCH, STEWART, KOLASCH & BIRCH, LLP

#47,604

Svensson

No. 30, 330

P.O. Box 747

Falls Church, VA 22040-0747

(714) 708-8555

/sbp 4614-0107P

Enclosures: As noted



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## Birch, Stewart, Kolasch & Birch, LLP



To:	Examiner Marianne Dibrino	From:	Leonard R. Svens	sson
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MS ISSUE FEE PATENT 4614-0107P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

STEINAA, Lucilla et al.

Conf.:

5928

Appl. No.:

09/806,703

Group:

1644

Filed:

April 30, 2001

Examiner: DIBRINO, M

For:

METHODS FOR THERAPEUTIC VACCINATION

INFORMATION DISCLOSURE STATEMENT (SUBMISSION AFTER NOTICE OF ALLOWANCE BUT PRIOR TO PAYMENT OF THE ISSUE FEE)

U.S. Patent and Trademark Office Customer Service Window - MS ISSUE FEE Randolph Building 401 Dulany Street Alexandria, VA 22314 May 11, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

#### LIST OF PATENTS, PUBLICATIONS, OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449, attached hereto.

#### II. COPIES

a. 

A CD-Rom is attached which contains thereon copies
of all references listed on the attached PTO-1449
Form, including U.S. patents.

## (check at least one box)

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Sheet 5 of 11 (4/26/01)

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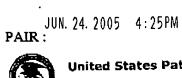
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03/31/2005	Amendment After Final or under 37CFR 1.312, initialed by the examiner.	PROSECUTION	1	
03/31/2005	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1	
03/31/2005	Search Information including classification, databases and other search related notes	PROSECUTION	1	
03/15/2005	Authorization from Applicant to treat all replies as Incorporating Extension of Time, and charge all fees to a deposit account	PROSECUTION	3	
03/15/2005	Notice of Appeal Filed	PROSECUTION	3	<u> </u>
03/15/2005	Fee Worksheet (PTO-875)	PROSECUTION	1	
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